



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: CQ10110

Christoph BITTNER

Appln. No.: 10/718,741

Group Art Unit: 2878

Confirmation No.: 1790

Examiner: Don J. WILLIAMS

Filed: November 20, 2003

For: IMAGING APPARATUS AND METHOD

**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: October 11, 2005



IFW

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#### **INFORMATION DISCLOSURE STATEMENT** **UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. European Patent Application No. 0 532 800 A1, published on March 24, 1993 to AGFA-GEVAERT.
2. European Patent Application No. 0 072 568 A2, published on February 23, 1983 to Fuji Photo Film Co., LTD.
3. Patent Abstracts of Japan, vol. 1997, no. 10, October 31, 1997 & JP 09 160147, June 20 1997, issued to Fuji Photo Film Co., LTD.

# INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/718,741

Attorney Docket No. CQ10110

One copy of each of the listed documents is submitted herewith, along with a copy of the European Search Report dated August 31, 2005, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant is filing concurrently herewith a Statement Under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required.

Applicant wishes to inform the Examiner of the following references which were previously cited in an Information Disclosure Statement filed on November 20, 2003. Each reference was considered by the Examiner on August 26, 2005 and included with the present Office Action dated September 22, 2005.

1. U.S. Patent Application No. 4, 532,429, issued on July 30, 1985 to Horikawa.
2. European Patent Application No. 08 882 581 A2, issued on December 9, 1998 to Bayer Corporation.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

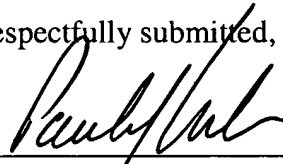
INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/718,741

Attorney Docket No. CQ10110

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,



Paul J. Wilson

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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

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Substitute for Form 1449 A &amp; B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

PATENT &amp; TRADEMARK OFFICE

*Complete if Known*

Application Number	10/718,741
Confirmation Number	1790
Filing Date	November 20, 2003
First Named Inventor	Christoph BITTNER
Art Unit	2878
Examiner Name	Don J. WILLIAMS
Attorney Docket Number	CQ10110

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US			
		US			
		US			
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		US			
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		US			
		US			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		EP	0 072 568	A2	02-23-1983	Fuji Photo Film Co., Ltd.	Yes
		EP	0 532 800	A1	03-24-1993	AGFA-GEVAERT	Yes

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Patent Abstracts of Japan, Vol. 1997, no. 10, October 31, 1997 & JP 09 160147 A (Fuji Photo Fillm Co. Ltd.). June 20, 1997.	Yes

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.